

BH

JAMES E. MCROY

ID#20020032025, DIVISION 9, 26

P.O. BOX 089002, CHICAGO, IL 60608

AUGUST 25, 2008

MR. MICHAEL W. DOBBINS  
CLERK, OF THE UNITED  
STATES DISTRICT COURT  
219 SOUTH DEARBORN ST.  
CHICAGO, ILLINOIS 60604

FILED

SEP 2, 2008  
SEP 2 2008

MPB

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

RE: MCROY V. SHEAHAN, ET AL.,  
CASE NO. 08 CV 2741,  
AND CASE NO. 08-2946

DEAR CLERK:

I AM IN RECEIPT OF YOUR CORRESPONDENCE DATED AUGUST 20, 2008, SENT TO MR. GINO AGNELLO, CLERK OF THE U.S. COURT OF APPEALS, CONCERNING THE ORIGINAL RECORD ON APPEAL CONSISTING OF 1 VOLUME OF PLEADINGS.

HOWEVER, THIS CASE STEAMS FROM A PENDING CASE MCROY V. SHEAHAN, CASE NO. 06C3033 (MCROY 1) (SEE DOCKET ENTRY, DATED JUNE 4, 2008).

THE VOLUME OF THE PLEADINGS SHEET SENT DOES NOT INDICATE, IF DOCUMENT AND/OR EXHIBITS ARE APART OF THIS PLEADING FROM MCROY 1, THAT WOULD HELP SHOW NEWLY DISCOVERED EVIDENCE THAT RELATES BACK TO THE TIMELY FILED ORIGINAL COMPLAINT IN MCROY 1, AND THAT THE PRESENT COMPLAINT SHOULD NOT OF BEEN TIME BARRED AND/OR DISMISSED FOR FAILURE TO STATE A CLAIM.

IF THESE PLEADING FROM CASE NO. 06C3033 (MCROY I) ARE NOT INCLUDED PURSUANT TO CIRCUIT RULE 10, HOW CAN THEY BE INCLUDED FOR MY APPEAL. (EXAMPLE: EXHIBIT L, OF CASE NO. 06C3033, DOCKETED JUNE 6, 2006, AND/OR SECOND AMENDED COMPLAINT, EXHIBIT 5, DOCKETED DECEMBER 6, 2006.

IN ADDITIONALLY, ON AUGUST 4, 2008, THE U.S. COURT OF APPEALS HAS SUSPENDED PROCEEDING UNTIL ASSESSMENT AND PAYMENT OF ANY NECESSARY FEES.

PLEASE DO NOT HESITATE IN CONTACTING ME AT YOUR EARLIEST CONVENIENCE.

THANK YOU FOR YOUR TIME IN THESE CONCERNS.

SINCERELY,

James E. McRoy  
JAMES E. MCROY